

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN DANIEL FUCHS**, on January 24, 2003 at 8:00 A.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Daniel Fuchs, Chairman (R)
Rep. Ronald Devlin, Vice Chairman (R)
Rep. Ron Erickson, Vice Chairman (D)
Rep. Joan Andersen (R)
Rep. Joe Balyeat (R)
Rep. Gary Branae (D)
Rep. Eileen J. Carney (D)
Rep. Jill Cohenour (D)
Rep. Larry Cyr (D)
Rep. Gary Forrester (D)
Rep. Kim Gillan (D)
Rep. Verdell Jackson (R)
Rep. Bob Lake (R)
Rep. Carol Lambert (R)
Rep. Jesse Laslovich (D)
Rep. Jim Peterson (R)
Rep. John (Jack) W. Ross (R)
Rep. Karl Waitschies (R)

Members Excused: None.

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Jeff Martin, Legislative Branch

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Video-Taped Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: HB 376, 1/22/03; HB 381, 1/22/2003

Executive Action: HB 381, DO PASS AS AMENDED, 16-2

HEARING ON HB 376

Sponsor: REP. B. OLSON, HD 76, LAKESIDE

Opening Statement by Sponsor:

8:03 a.m. REP. B. OLSON

EXHIBIT (tah15a01)

Proponents' Testimony:

8:11 a.m. Sarah Cobler, Associated Students of the University of Montana

8:17 a.m. Will Hammerquist, Associated Students of Montana State University

8:18 a.m. Joyce Scott, Deputy Commissioner, Montana University System

8:21 a.m. Cathy Conover, Montana State University

8:24 a.m. Gordon Morris, Montana Association of Counties

8:25 a.m. Eric Burke, MEA-MFT

8:27 a.m. Tom Figarelle, Forward Montana

Opponents' Testimony: None.

Questions from Committee Members and Responses:

8:29 a.m. REP. BALYEAT

8:30 a.m. REP. B. OLSON

8:32 a.m. REP. BALYEAT

8:32 a.m. Jeff Martin

8:32 a.m. REP. BALYEAT

8:32 a.m. **REP. B. OLSON**

8:33 a.m. **REP. LAMBERT**

8:34 a.m. **REP. B. OLSON**

8:34 a.m. **REP. ERICKSON**

8:35 a.m. **REP. B. OLSON**

8:36 a.m. **REP. ERICKSON**

8:37 a.m. **REP. B. OLSON**

8:38 a.m. **REP. LAKE**

8:38 a.m. **REP. B. OLSON**

8:38 a.m. **REP. LAKE**

8:39 a.m. **REP. B. OLSON**

8:38 a.m. **REP. FORRESTER**

8:39 a.m. **Cathy Conover**

8:40 a.m. **REP. FORRESTER**

8:41 a.m. **Cathy Conover**

8:42 a.m. **REP. BALYEAT**

8:43 a.m. **Cathy Conover**

8:43 a.m. **REP. BALYEAT**

8:43 a.m. **Cathy Conover**

8:43 a.m. **REP. BALYEAT**

8:44 a.m. **Cathy Conover**

8:44 a.m. **REP. BALYEAT**

8:45 a.m. **Cathy Conover**

8:46 a.m. **CHAIRMAN FUCHS**

8:46 a.m. Sarah Cobler

Closing by Sponsor:

8:47 a.m. REP. B. OLSON

8:48 a.m. CHAIRMAN FUCHS relinquished the Chair to REP. DEVLIN.

8:49 a.m. REP. COHENOUR present.

HEARING ON HB 381

Sponsor: REP. FUCHS, HD 15, BILLINGS

Opening Statement by Sponsor:

8:49 a.m. REP. FUCHS

Proponents' Testimony:

8:52 a.m. Clayton Fiscus

8:55 a.m. Mary Whittinghill, Montana Taxpayers Association

Opponents' Testimony: None.

Questions from Committee Members and Responses:

8:57 a.m. REP. PETERSON

8:58 a.m. REP. FUCHS

9:00 a.m. REP. COHENOUR

9:01 a.m. REP. FUCHS

9:02 a.m. REP. BALYEAT

9:03 a.m. REP. FUCHS

9:04 a.m. REP. LAMBERT

9:05 a.m. REP. FUCHS

9:06 a.m. REP. ERICKSON

9:06 a.m. REP. FUCHS

9:07 a.m. **REP. ERICKSON**

9:09 a.m. **REP. LAMBERT**

9:09 a.m. **REP. DEVLIN**

Closing by Sponsor:

9:09 a.m. **REP. FUCHS**

REP. DEVLIN returned the gavel to **CHAIRMAN FUCHS**.

EXECUTIVE ACTION ON HB 376

Motion: 9:11 a.m. **REP. PETERSON** moved that **HB 376 DO PASS**.

Motion/Vote: 9:12 a.m. **REP. LAMBERT** moved that **HB 376 DO PASS BE AMENDED**. 9:13 a.m. **Motion carried unanimously** by voice vote.

Motion: 9:13 a.m. **REP. PETERSON** moved that **HB 376 DO PASS AS AMENDED**.

Motion: 9:12 a.m. **REP. BALLYEAT** moved that **HB 376 BE AMENDED** conceptually.

9:14 a.m. **Jeff Martin**

9:14 a.m. **REP. BALLYEAT**

9:14 a.m. **REP. GILLAN**

9:15 a.m. **REP. DEVLIN**

9:17 a.m. **Jeff Martin**

9:17 a.m. **REP. GILLAN**

9:18 a.m. **REP. BALLYEAT**

9:18 a.m. **REP. GILLAN**

9:19 a.m. **REP. BALLYEAT**

9:19 a.m. **REP. FUCHS**

9:20 a.m. **REP. COHENOUR**

9:21 a.m. **REP. PETERSON** moved to **postpone Executive Action on HB 376. Motion carried unanimously** by voice vote.

CHAIRMAN FUCHS relinquished the Chair to **REP. DEVLIN**.

EXECUTIVE ACTION ON HB 381

Motion: 9:22 a.m. **REP. FUCHS** moved that **HB 381 DO PASS**.

Motion: 9:23 a.m. **REP. FUCHS** moved that **HB 381 BE AMENDED** conceptually (Insert "state" before "income tax" and "property tax" in the title and on Lines 6, 14, 21 and 23 and the title).

9:23 a.m. **REP. ANDERSON**

9:24 a.m. **REP. WAITSCHIES**

9:24 a.m. **REP. ERICKSON**

9:25 a.m. **REP. WAITSCHIES**

9:26 a.m. **Jeff Martin**

9:27 a.m. **REP. WAITSCHIES**

9:27 a.m. **REP. DEVLIN**

9:28 a.m. **REP. BALYEAT**

9:29 a.m. **REP. DEVLIN**

9:29 a.m. **REP. GILLAN**

9:29 a.m. **REP. DEVLIN**

9:29 a.m. **REP. GILLAN**

9:30 a.m. **REP. ERICKSON**

9:31 a.m. **REP. COHENOUR**

9:31 a.m. **REP. FUCHS**

Vote: 9:32 a.m. Motion that **HB 381 BE AMENDED carried 17-1 with BALYEAT voting no** by roll call vote.

Motion/Vote: 9:34 a.m. REP. FUCHS moved that HB 381 DO PASS AS AMENDED. Motion carried 16-2 with CARNEY and CYR voting no by voice vote.

ADJOURNMENT

Adjournment: 9:35 A.M.

REP. DANIEL FUCHS, Chairman

KATHLEEN ELY, Secretary

DF/KE

EXHIBIT (tah15aad)